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Approved for use through 10/31/2002. OMB 0651-0031

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	09/244,203
		Filing Date	02/04/1999
		First Named Inventor	Brett HOWARD
		Group Art Unit	2132
		Examiner Name	Paul E. CALLAHAN
Total Number of Pages in this Submission	2	Attorney Docket Number	53921/116

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ENCLOSURES (check all that apply)			
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts / Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): - Correspondence re: Notice of Abandonment - Return Receipt Postcard	Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	BLAKE, CASSELS & GRAYDON LLP per Robert H. Nakano (Reg. No. 46,498) Agent of Applicant
Signature	
Date	August 19, 2002

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: _____	
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AUG 20 2002

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re. Application of:

HOWARD, Brett L.

Serial No.:

09/244,203

Filed:

02/04/1999

Title:

SYSTEM AND METHOD FOR CIPHERING DATA

Examiner:

CALLAHAN, Paul E.

Art Unit:

2132

Confirmation No.:

3485

Atty's Docket No.:

53921/116

United States Department of Commerce  
 Patent and Trademark Office  
 Commissioner of Patents and Trademarks  
 Washington, D.C., 20231  
 U.S.A.

**CORRESPONDENCE**  
**RE: NOTICE OF ABANDONMENT**

Sir:

This is in response to the Notice of Abandonment mailed July 2, 2002. The Notice indicates that the application was abandoned in view of the Applicant's failure to timely file a proper reply to the Office letter mailed on January 15, 2002. A Response to Office Action, dated July 11, 2002, along with a Petition to extend the deadline for filing a response to July 15, 2002, was filed for this application.

Examiner's telephone message of July 10, 2002 to Mr. Robert Nakano indicated that the Examiner mistakenly issued this Notice of Abandonment prior to expiry of six months from the mailing of the Office Action i.e. prior to July 15, 2002. Applicant understands from that same telephone message that Examiner will withdraw the Notice of Abandonment without requiring petition from Applicant. On that basis, Applicant understands that the application is not abandoned and that the Response dated July 11, 2002 is being considered by the Patent Office.

Acknowledgement of the return receipt card included with our correspondence is requested. Should any Patent Official wish to telephone us, the call should be placed to Robert H. Nakano at (416) 863-2785.

Respectfully submitted,

\_\_\_\_\_  
Robert H. Nakano (Reg. No. 46,498)

August 19, 2002  
 Date

Blake, Cassels & Graydon LLP  
 Intellectual Property Group  
 P.O. Box 25, Commerce Court West  
 Toronto, Ontario, M5L 1A9 Canada  
 Telephone: (416) 863-2785  
 Facsimile: (416) 863-2653

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## BLAKE, CASSELS &amp; GRAYDON

## PARCEL LIST

TO: THE COMMISSIONER OF PATENTS AND TRADEMARKS

DATE: August 19, 2002

Disbursement Code 53

U.S. Patent Parcel No.: 1686Cheque Number:       Waybill No.: 175106826650004093

Client Name <u>Application No.</u>	PIC	Client/Matter No. (Dkd)	Amount	Description	Date
Brett L. Howard (Alcatel, Inc.) 09/244,203	MLRZ	53921/116		Correspondence Re: Notice of Abandonment	